

EXTRA
FIRST GUN FIRED.
Prosecutor Goff Begins the Fight Against Sheriff Flack & Co.
He Rehearses the Famous Divorce Conspiracy to the Jury.
Mrs. Flack Will Not Be Called to the Stand To-Day.

There was a real beginning of the trial of Sheriff Flack, Joe Meeks and William L. Flack, before Justice Barrett to-day, the jury having been completed by the acceptance of Charles D. Deane, Jr., a retired capitalist, as the twelfth juror.

These are the citizens who answered to the roll-call and are listening to the evidence in the case of the People against Flack & Co., charged with conspiracy, a misdemeanor punishable by \$500 fine and one year in the Penitentiary:

1. JOHN O'DONNELL, clerk, with Arnold, Constant & Co.
2. BERTON D. BAGLEY, publisher, No. 35 Bond street.
3. CHARLES A. PLATT, artist, No. 90 Lexington avenue.
4. NATHAN ERLANGER, dry goods, No. 453 Broadway street.
5. SAMUEL STEARNS, furnishings, No. 590 Broadway.
6. GEORGE FREDERICK, builder, No. 56 West One Hundred and Sixth street.
7. MICHAEL CANNINO, butter and cheese, No. 430 West Thirty-fifth street.
8. JAMES B. BROWN, secretary, No. 177 West Ninety-fifth street.
9. HENRY W. HEDENBURG, broker, No. 111 Broadway.
10. WILLIAM A. CHOWELL, custodian, No. 111 William street.
11. CHARLES GRASSIE, plumber, No. 324 Second avenue.
12. CHARLES D. DEANE, Jr., no business, No. 214 East Thirty-first street.

There were no witnesses in the courtroom when the trial began, and the prosecution stated that Mrs. Mary E. Flack would not be called to the stand to-day to rehearse the tale of how her husband of forty years and her son, "Will" Flack, united to destroy the happiness of her declining years by divorcing her from her husband, in order that he might continue his wrongful relations with Sarah Cherry, with whom he had lived for years as man and wife under the name of Raymond.

The prosecution then to prevent the crowding of the courtroom by curiosity-seekers resulted in keeping the audience within respectable bounds, but the courtroom was full when Mr. Goff began at 10:30 o'clock his opening address to the jury.

Detective Phil Kelly, who is detailed by Inspector Byrne to duty at the District-Attorney's office, was present in court, and his presence may solve the current mystery as to who will execute the order of the Court should Justice Barrett commit the Sheriff of the county at any time during the trial. It is a matter of discretion with the Court, and Mr. Goff stated that Justice Barrett had no intention of doing so.

The predicament would arise at the close of the trial anyway, should the jury find a verdict.

The Sheriff is the officer to whom an order of commitment is directed by the Court ordinarily, and the Sheriff or his deputies enforce the order. But the question has been raised several times as to who would take the Sheriff himself into custody.

Capt. Ricketts, in his long experience, has known of only one case of the kind.

In the troublesome times of 1873, when Justice Barrett was on the bench, John Tweed, Peter B. Sweeney, "Slippery Dick" Connolly, "Prince Harry" Genet and the other looters, Harry W. Genet was convicted of murder in the first degree, and his home in the city of New York was the scene of a riot.

He was committed to the State Prison, and Deputy Sheriff William Shiels was permitted by Sheriff Matthew F. Brennan to take Genet to his Harlem home.

During the night Genet escaped and was a fugitive for months, and Sheriff Brennan and Deputy Shiels were sentenced to thirty days in Ludlow Street Jail by Justice Daniels, and the commitment was delivered to the District-Attorney's detectives for execution.

Should Justice Barrett commit Sheriff Flack and his son and friend, Phil Kelly is ready to take them to the Tombs.

Assistant District-Attorney Goff addressed the jury in an easy conversational tone, at first laying down the law of conspiracy and stating the law of misdemeanor.

James A. Flack has been characterized as a second executive officer of the city, said Mr. Goff. "He is not a city officer, but a State officer for this county, the highest executive officer of this county. He has charge of delinquent debtors, and an enormous political patronage and power is his."

"This is not a case to be considered as one of injury to Mrs. Mary Flack, alone and personally, but one in which the injured party is the people of the State of New York."

The third defendant is the son of Sheriff Flack, and he stands not only charged with conspiracy, conspiring and making every endeavor to accomplish his crime, but with misleading and betraying his own mother—the mother that gave him birth and nurtured him in his childhood's years. He stands in an even more unenviable light than the other two."

A fourth defendant has been called against a highly respected citizen, who is one of the civil courts. He is dead."

Sarah Cherry, otherwise known as Mrs. Susan Reynolds and Mrs. Raymond, the fifth defendant, who has never been called to obtain her presence."

"It was for her sake, in great part, that James A. Flack, his son and these other defendants entered into this four cornered conspiracy to free James A. Flack from the wife of his early manhood."

"So far as we can tell, who has not been within this jurisdiction, who has been sent away by James A. Flack supported in his absence by James A. Flack, and who is still away."

After telling of the Sheriff's marriage forty-one years ago, Mr. Goff re-

lated how Sarah Cherry got a position in the Flacks' bookbinding, the intimacy which grew between her and the Sheriff, and how sixteen years ago she gave birth to a son, which was christened after the name of Raymond.

After his election as Sheriff, Mr. Goff said that Flack dragged his counsel, the dead Judge Monell, into becoming a co-conspirator, brought his official power on Meeks to act as referee and began a bogus divorce proceeding to free himself, so that he might marry his mistress.

"Mr. Goff then gave a shot to Bookstaver, whom he characterized as the willing tool of the conspirators."

In the spring of 1889, Mr. Goff continued, the Sheriff proposed to his wife that they separate, and Will, some days later produced a paper for her to sign—a paper which has since disappeared.

"That paper," Mr. Goff continued, "was a short one. It said that 'James A. Flack and Sarah Cherry agree to separate, and that in consideration thereof the said James A. Flack agrees, &c.' Other papers were signed."

"Later on," Mr. Goff said, "led to a notary public to acknowledge her signature. He was Morris Wassig, who was a deputy clerk in Justice Monell's court."

"Every man connected with this proceeding was in some way dependent on James A. Flack for political or other patronage."

"That mother, relying on her own son, signed those other papers without looking at them," continued Mr. Goff, "and one of those papers appears here before us today as a complaint in an action brought by Mary E. Flack for absolute divorce against James A. Flack, and charging him with adultery with Sarah or Susan Reynolds."

"There is another paper here, signed by Joseph Meeks as referee, purporting to be the testimony given by Mary E. Flack, personally appearing before him as a witness in her action for divorce."

The prosecutor then explained to the jury that Mrs. Flack received the first in a series of divorce proceedings when a notice of the decree was sent to her at her country home, near Newburg.

"I want you through the efforts of this woman that this enormous conspiracy was exposed," said Mr. Goff.

He pointed out that Bookstaver, Monell and Flack were close personal and political friends, and that when Monell came before Bookstaver with the divorce papers and appeared as Mrs. Flack's attorney he knew that Monell was and had been for years attorney for Sheriff Flack.

Bookstaver appointed Joe Meeks referee, although he knew perfectly well that Meeks was a notorious gambler and a man of bad reputation, and that when Bookstaver appeared as Mrs. Flack's attorney he knew that Monell was and had been for years attorney for Sheriff Flack.

Mr. Goff called attention to the remarkable coincidence that though Meeks had no right to be a referee, and that when he took office he had never been a referee after his appointment to office, and Judge Bookstaver had never appointed him referee in any action till the Flack divorce case.

Mr. Goff continued his address after lunch, talking about three and one-half hours, and making a most effective presentation of one of the most stupendous conspiracies of the century.

Judge Russell then had his innings.

He said that Mr. Goff's address was correct, the defendants were forced into a trial, the conspiracy of which was between Judge Bookstaver and Judge Russell, and that the jury should be convinced of the guilt of the defendants by the evidence of the indictment they were on trial for.

According to Mr. Goff the Flacks had no right to be a referee, and that when he took office he had never been a referee after his appointment to office, and Judge Bookstaver had never appointed him referee in any action till the Flack divorce case.

Col. Fellows said he declined to state of his own volition on what specific crime they intended to try the defendants.

Judge Barrett ruled that but one crime was charged, and that was a conspiracy to obstruct justice.

Judge Richard L. Lawrence, Chief Justice of the Court of Common Pleas, was then called by the prosecution. He was examined by Mr. Goff.

It appeared that the prosecution had called Judge Lawrence to show what records of the Court had been sent to the District-Attorney's office.

Then followed a lot of technical objections and rulings.

PIGEON SHOOT FOR A CUP.
Four Clubs in Competition at Larchmont To-Day.

(SPECIAL TO THE EVENING WORLD.)
LARCHMONT, N. Y., March 14.—The four enthusiastic sportsmen who journeyed to Larchmont Manor this morning to see crack pigeon-shooters try for the magnificent cup offered for competition by the Larchmont Yacht Club saw some excellent shooting. The cup is valued at \$500, and is a beautiful trophy.

Teams of two men each were eligible to compete from the Philadelphia, Tuxedo, Carteret, Westminister, Riverton, Rockaway, South Side, Country and Larchmont clubs, but only four teams entered. Besides the cup a prize of \$75 will be awarded to the individual who makes the best straight score.

The four teams were represented as follows: Larchmont Yacht Club team, Frederic Potts and William Murray; Philadelphia Gun Club, Charles Macdonald and E. P. Hardy; Carteret Club, George Stanwick and Dr. Lee Kuapp; Westminister Kennel Club, Walker B. Smith and Mr. Fredericks.

The Country Club team, Messrs. Hitchcock and Beach, did not compete because of the sudden illness of the former.

The match was under Larchmont Yacht Club rules and the conditions were thirty yards rise and thirty yards bound.

The birds were all picked blue rocks. They were lively pigeons.

The spectators soon appreciated the fact that neither Knappe, Stanwick nor any of the home team was shooting up to his usual form.

Mr. Hardy completed his string of 31 birds, missing but one.

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Murray—Killed 19, missed 12.
Total—Killed 52, missed 14.
Stanwick—Killed 11, missed 11.
Total—Killed 52, missed 14.
Hardy—Killed 24, missed 7.
Total—Killed 52, missed 14.
Smith—Killed 18, missed 7.
Total—Killed 52, missed 14.
Macdonald—Killed 24, missed 7.
Total—Killed 52, missed 14.
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Murray—Killed 19, missed 12.
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